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8 Attorneys for U.S. Postal Service

FILED

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CLERK'S OFFICE, U.S. DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

BY KM DEPUTY

9
 10 UNITED STATES DISTRICT COURT
 11 SOUTHERN DISTRICT OF CALIFORNIA
 12 EVA SANDERS, Plaintiff,
 13 vs.
 14 UNITED STATES POSTAL SERVICE, Defendant.
 15

08 CV 0716 L POR

Case No. _____

NOTICE OF REMOVAL OF CIVIL ACTION

Removed from Small Claims Court
of California
County of San Diego
Case No.: 37-2008-00001091-SC-CTL

17 The United States of America, by and through the U.S. Postal Service, by its attorneys Karen P.
 18 Hewitt, United States Attorney, and Carol M. Lee, Assistant United States Attorney, hereby respectfully
 19 notices the removal of the above-captioned civil action from the Small Claims Court of California,
 20 County of San Diego. Removal is noticed upon the following grounds:
 21

22 1. The U.S. Postal Service ("USPS") is named as a defendant in the above-captioned case,
 23 originally filed in Small Claims Court of California, County of San Diego, Case No.: 37-2008-
 24 00001091-SC-CTL. USPS received notification of the existence of this action on or about March 27,
 25 2008. Neither the United States Attorney nor the Attorney General has been served with the summons
 and complaint.

26 2. Removal of this case is appropriate under 28 U.S.C. §§ 1441,1442, and 1446, because
 27 an agency of the United States is a defendant in the action. Section 1442(a)(1) provides for removal in
 28 cases commenced in a state court against the United States, its agencies and officers. Accordingly, this

1 suit is properly subject to removal, without bond, under 28 U.S.C. § 1442(a)(1), since the action to be
2 removed is pending in a state court located within this federal judicial district.

3 3. As a further basis for removal, it is also anticipated that the USPS may raise several
4 defenses to the complaint, including but not limited to the following: (1) the United States' sovereign
5 immunity as a defense to certain claims; (2) the failure of Plaintiff to exhaust her administrative
6 remedies; and (3) the exception to the Federal Tort Claims Act for claims arising out of the loss,
7 miscarriage, or negligent transmission of letters or postal matter pursuant to Title 28, United States
8 Code, Section 2680(b).

9 4. A copy of the Plaintiff's Complaint is attached as Exhibit 1 and filed herewith in
10 compliance with the provisions of 28 U.S.C. § 1446(a).

11 WHEREFORE, this action now pending in the Small Claims Court for the County of San Diego,
12 State of California, is hereby properly removed therefrom to this Court.

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14 DATED: April 18, 2008

Respectfully submitted,

15 KAREN P. HEWITT
16 United States Attorney

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18 CAROL M. LEE
19 Assistant U.S. Attorney

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SC-100

Plaintiff's Claim and ORDER
to Go to Small Claims Court

Notice to the person being sued:

- You are the Defendant if your name is listed in ② on page 2 of this form. The person suing you is the Plaintiff, listed in ① on page 2.
- You and the Plaintiff must go to court on the trial date listed below. If you do not go to court, you may lose the case.
- If you lose, the court can order that your wages, money, or property be taken to pay this claim.
- Bring witnesses, receipts, and any evidence you need to prove your case.
- Read this form and all pages attached to understand the claim against you and to protect your rights.

Aviso al Demandado:

- Usted es el Demandado si su nombre figura en ② de la página 2 de este formulario. La persona que lo demanda es el Demandante, la que figura en ① de la página 2.
- Usted y el Demandante tienen que presentarse en la corte en la fecha del juicio indicada a continuación. Si no se presenta, puede perder el caso.
- Si pierde el caso la corte podría ordenar que le quiten de su sueldo, dinero u otros bienes para pagar este reclamo.
- Uvertestigos, recibos y cualquier otra prueba que necesite para probar su caso.
- Lea este formulario y todas las páginas adjuntas para entender la demanda en su contra y para proteger sus derechos.

CALENDAR
DOCKET
SECYTJS
Mew

Clock stamp date when form is filed

03/21/2008 10:00 AM E:53

03/21/2008 10:00 AM E:53

Name and street address

Superior Court of California, County of
San Diego
8550 Camino Mesa Blvd.
San Diego, CA 92123

Court file or case number and date opened

Case Number:
07-2008-00201081-SC-SJD-CTL
Case Number:
Spiders vs. U.S. Postal Service Legal

Order to Go to Court

The people in ① and ② must go to court on: (Clerk fills out section below.)

Trial Date	Date	Time	Department	Name and address of court if different from above
1.	05/02/2008	01:15:00 PM	KM-2	
2.				
3. <small>SECTION 1707 OF THE CIVIL PROCEDURE CODE REQUIRES THAT THIS FORM INCLUDE A \$100 FEE AND BE SUBMITTED AT LEAST 10 DAYS BEFORE TRIAL DATE.</small>				
Date:	02/21/2008	Clerk by:	<i>Leah M. Parker</i> Asst. Clerk	Deputy

Instructions for the person suing:

- You are the Plaintiff. The person you are suing is the Defendant.
- Before you fill out this form, read Form SC-150, Information for the Plaintiff (Small Claims), to know your rights. Get SC-150 at any courthouse or county law library, or go to: www.courtinfo.ca.gov/forms
- Fill out pages 2 and 3 of this form. Then make copies of all pages of this form. (Make 1 copy for each party named in this case and an extra copy for yourself.) Take or mail the original and these copies to the court clerk's office and pay the filing fee. The clerk will write the date of your trial in the box above.
- You must have someone at least 18—not you or anyone else listed in this case—give each Defendant a court-stamped copy of all 3 pages of this form and any pages this form tells you to attach. There are special rules for "serving" or "delivering" this form to public entities, associations, and some businesses. See Forms SC-104, SC-104B, and SC-104C.
- Go to court on your trial date listed above. Bring witnesses, receipts, and any evidence you need to prove your case.

Local Court of Superior Court of California
"Serving" and "Delivering" Forms
Form SC-104, SC-104B, SC-104C

Plaintiff's Claim and ORDER
to Go to Small Claims Court
(Small Claims)

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Plaintiff (list names): Eva SandersCase Number:
37-2008-00010014C-SC-001

① The Plaintiff (the person, business, or public entity that is suing) is:

Name: Eva Sanders Phone: 619-694-8878Street address: 5027 University Ave #9, San Diego, CA 92103 Street City State Zip

Mailing address (if different):

Street City State Zip

If more than one Plaintiff, list next Plaintiff here:

Name: _____ Phone: _____

Street address: Street City State Zip

Mailing address (if different):

Street City State Zip Check here if more than 2 Plaintiffs and attach Form SC-100A. Check here if either Plaintiff listed above is doing business under a fictitious name. If so, attach Form SC-103

② The Defendant (the person, business, or public entity being sued) is:

Name: U.S. Postal Services Legal Phone: 858-577-3655Street address: 10080 Willow Creek Road, San Diego, CA 92131 Street City State Zip

Mailing address (if different):

Street City State Zip

If more than one Defendant, list next Defendant here:

Name: _____ Phone: _____

Street address: Street City State Zip

Mailing address (if different):

Street City State Zip Check here if more than 2 Defendants and attach Form SC-100A. Check here if any Defendant is on active military duty, write his or her name here: _____③ The Plaintiff claims the Defendant owes \$500.00. (Explain below):a. Why does the Defendant owe the Plaintiff money? Paid for a delivery that was never mailed nor received by addressee nor Postal Services there but yet a print out in SD exist why.b. When did this happen? (Date): 12/07/2007If no specific date, give the time period: Date started: _____ Through: _____

c. How did you calculate the money owed to you? (Do not include court costs or fees for service.)

By time and their ignore of the complaint or claim Check here if you need more space. Attach one sheet of paper or Form NCO-031 and write 'SC-100, Item 9' at the top.

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Plaintiff's Claim and ORDER
to Go to Small Claims Court
(Small Claims)

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Plaintiff (last name): Eva Sanders

Case Number:
37-2008-00001091-SC-SC-GR**4. You must ask the Defendant (in person, in writing, or by phone) to pay you before you sue.**Have you done this? Yes No
If no, explain why not: _____**5. Why are you filing your claim at this courthouse?**

This courthouse covers the area (check the one that applies):

a. Where the Defendant lives or does business. (4) Where a contract (written or spoken) was made, signed, performed, or broken by the Defendant or where the Defendant lived or did business when the Defendant made the contract.

(1) Where the Plaintiff's property was damaged.

(2) Where the Plaintiff was injured.

b. Where the buyer or lessee signed the contract, lives now, or lived when the contract was made, if this claim is about an offer or contract for personal, family, or household goods, services, or loans. (Code Civ. Proc. § 395(b).)

c. Where the buyer signed the contract, lives now, or lived when the contract was made, if this claim is about a retail installment contract (like a credit card). (Civil Code, § 1812.40.)

d. Where the buyer signed the contract, lives now, or lived when the contract was made, or where the vehicle is permanently garaged. If this claim is about a vehicle finance sale. (Civil Code, § 2224.4.)

e. Other (specify): _____

6. List the zip code of the place checked in 5 above (if you know): 92199**7. Is your claim about an attorney-client fee dispute? Yes No**If yes, and if you have had arbitration, fill out Form SC-101, attach it to this form and check here: **8. Are you suing a public entity? Yes No**If yes, you must file a written claim with the entity first. A claim was filed on (date): _____
If the public entity denies your claim or does not answer within the time allowed by law, you can file this form.**9. Have you filed more than 12 other small claims within the last 12 months in California?** Yes No If yes, the filing fee for this case will be higher.**10. I understand that by filing a claim in small claims court, I have no right to appeal this claim.****11. I have not filed, and understand that I cannot file, more than two small claims cases for more than \$2,500 in California during this calendar year.**

I declare, under penalty of perjury under California State Law, that the information above and on any attachments to this form is true and correct.

ORIGINAL SIGNATURE ON FILE,

Date: 02/21/2008 Plaintiff's Signature _____

Plaintiff's Name _____

Date: _____ Plaintiff's Signature _____

Plaintiff's Name _____

Requests for Accommodations

Assistive listening systems, computer-assisted, real-time captioning, or sign language interpreters services are available if you ask at least 5 days before the trial. Contact the clerk's office for Form MC-410, Request for Accommodations by Persons With Disabilities and Order. (Civil Code, § 554.8)

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**Plaintiff's Claim and ORDER
to Go to Small Claims Court
(Small Claims)**

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Information for the Defendant (the person being sued)

"Small claims court" is a special court where claims for \$5,000 or less are decided. A "natural person" (not a business or public entity) may claim up to \$7,500. The process is quick and cheap. The rules are simple and informal.

You are the Defendant – the person being sued. The person who is suing you is the Plaintiff.

Do I need a lawyer?

You may talk to a lawyer before or after the case. But you may not have a lawyer represent you in court (unless this is an appeal from a small claims case).

How do I get ready for court?

You don't have to file any papers before your trial, unless you think this is the wrong court for your case. But bring to your trial any witnesses, receipts, and any evidence that supports your case. And read "Get Ready for Court" at www.courtinfo.ca.gov/selfhelp/smallclaims/getready.htm

What if I need an accommodation?

If you have a disability or are hearing impaired, fill out Form MC-410, Request for Accommodations. Give the form to your court clerk or the ADA/Access Coordinator.

What if I don't speak English well?

Bring an adult who is not a witness to interpret for you, or ask the court clerk for an interpreter at least five days before your court date. A court-provided interpreter may not be available or there may be a fee for using a court interpreter unless you qualify for a fee waiver. You may ask the court for a list of interpreters and also the Application for Waiver of Court Fees and Costs (Form FW-001).

Where can I get the court forms I need?

Go to any courthouse or your county law library, or print forms at www.courtinfo.ca.gov/forms

What happens at the trial?

The judge will listen to both sides. The judge may make a decision at your trial or mail the decision to you later.

What if I lose the case?

If you lose, you can appeal. You'll have to pay a fee. (Plaintiffs cannot appeal their own claims.)

- If you were at the trial, file Form SC-140, Notice of Appeal. You must file within 30 days after the judge's decision.
- If you were not at the trial, fill out and file Form SC-135, Notice of Motion to Vacate Judgment and Declaration, to ask the judge to cancel the judgment (decision). If the judge does not give you a new trial, you have 10 days to appeal the decision. File Form SC-140.

For more information on appeals, see:
www.courtinfo.ca.gov/selfhelp/smallclaims/appeal.htm

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Plaintiff's Claim and ORDER to Go to Small Claims Court
(Small Claims)

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Do I have options?

Yes. If you are being sued, you can:

- Settle your case before the trial. If you and the Plaintiff agree on how to settle the case, both of you must notify the court. Ask the Small Claims Advisor for help.
- Prove that this is the wrong court. Send a letter to the court before your trial, explaining why you think this is the wrong court. Ask the court to dismiss the claim. You must serve (give) a copy of your letter (by mail or in person) to all parties. (Your letter to the court must say you have done this.)
- Go to the trial and try to win your case. Bring witnesses, receipts, and any evidence you need to prove your case. To make sure the witnesses go to the trial, fill out Form SC-107 and the clerk will subpoena (order) them to go.
- Sue the person who is suing you. File Form SC-120, Defendant's Claim. There are strict filing deadlines you must follow.
- Agree with the Plaintiff's claim and pay the money. Or, if you can't pay the money now, go to your trial and say you want to make payments.
- Let the case "default." If you don't settle and do not go to the trial, (default), the judge may give the Plaintiff what he or she is asking for plus court costs. If this happens, the Plaintiff can legally take your money, wages, and property to pay the judgment.

What if I need more time?

You can change the trial date if:

- You cannot go to court on the scheduled date (you will have to pay a fee to postpone the trial), or
- You did not get served (receive this order to go to court) at least 15 days before the trial (or 20 days if you live outside the county), or
- You need more time to get an interpreter. One postponement is allowed, and you will not have to pay a fee to delay the trial.

Ask the Small Claims Clerk about the rules and fees for postponing a trial. Or fill out Form SC-110 (or write a letter) and mail it to the court and to all other people listed on your court papers before the deadline. Enclose a check for your court fees, unless a fee waiver was granted.

Need help?

Your county's Small Claims Advisor can help for free.

North: (510) 273-2771
East: (800) 235-1234 Main Street, El Cajon, CA 92021
Central: Division of Small Claims Courts, 500 11th Street, San Diego, CA 92123
North: (800) 235-1234 Main Street, El Cajon, CA 92021
South: (800) 368-3400 300 3rd Ave., Suite 1000, CA 91110

Or go to "County-Specific Court Information" at:
www.courtinfo.ca.gov/countyinfo/smallclaims

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Información para el demandante (la persona demandada)

La "Corte de reclamos menores" es una corte especial donde se deciden casos por \$5,000 ó menos. Una "persona natural" (que no sea un negocio ni una entidad pública) puede reclamar hasta \$7,500. El proceso es rápido y barato. Las reglas son sencillas e informales.

Usted es el Demandante — la persona que se está demandando. La persona que lo está demandando es el Demandante.

¿Necesito un abogado?

Puede hablar con un abogado antes o después del caso. Pero no puede tener un abogado que lo represente ante la corte (a menos que se trate de una apelación de un caso de reclamos menores).

¿Cómo me preparo para ir a la corte?

No tiene que presentar ningún papel antes del juicio, a menos que plane que éste es la corte equivocada para su caso. Puede llevar al juicio cualquier testigo, testigos, y cualquier prueba que apoyen su caso. Y Lee "Prepárese para la corte" en:

www.countinfo.ca.gov/bellhelp/esp/espclmmenors/preparation.htm

¿Qué trae si lo necesita una adaptación?

Si tiene una discapacidad o tiene impedimentos de audición, llene el formulario MC-410, Requerimiento de Acomodaciones. Entregue el formulario al secretario de la corte o al Coordinador de Accesos/ADA de su corte.

¿Qué pasa si no hablo bien inglés?

Trae a un adulto que no sea testigo para que lo ayude de intérprete. O pida al secretario de la corte que le asigne uno. Si durante la corte le asigna un intérprete, lo tiene que pedir como mínimo menos cinco días antes de la fecha en que tiene que ir a la corte. Es posible que no haya disponible un intérprete proporcionado por la corte, o que tenga que pagar una cuota por emplear un intérprete de la corte, e informe a qué tiene una extensión de cuotas. Puede pedir a la corte una lista de intérpretes y la Solocitude de extensión de cuotas y cuotas de la corte (formulario PW-001).

¿Dónde puedo obtener los formularios de la corte que necesita?

Vaya a cualquier edificio de la corte, la biblioteca legal de su condado o imprima los formularios en:

www.countinfo.ca.gov/forms

¿Qué pasa en el juicio?

El juez escuchará a ambas partes. El juez puede tomar su decisión durante la audiencia o envíarsela por correo después.

¿Qué pasa si pierde el caso?

Si pierde, queda apelar. Tendrá que pagar una cuota. (El Demandante no puede apelar su propio reclamo.)

- Si estuvo presente en el juicio, llene el formulario SC-140, Aviso de apelación. Tiene que presentarlo dentro de 30 días después de la decisión del juez.

- Si no estuvo en el juicio, llene y presente el formulario SC-135, Aviso de petición para asistir al juicio y Descripción para pedirle al juez que asiste el juicio (decisión). Si la corte no le da otro un nuevo juicio, tiene 10 días para apelar la decisión. Presenta el formulario SC-140.

Para obtener más información sobre las apelaciones, ver:

www.countinfo.ca.gov/bellhelp/esp/espclmmenors/apel.htm

Rev. January 1, 2008

Reclamo del Demandante y ORDEN
Para ir a la Corte de Reclamos Menores
(Reclamos Menores)

¿Tengo otras opciones?

Si. Si lo están demandando, puede:

• Resolver su caso antes del juicio. Si usted y el Demandante se ponen de acuerdo en resolver el caso, ambas tienen que notificar a la corte. Pídale al Asesor de Reclamos Menores que lo ayude.

• Probar que él la corte equivocada. Envíe una carta a la corte antes del juicio explicando por qué cree que es la corte equivocada. Pídale a la corte que desplaza el juicio. Tiene que entregar (dar una copia de su carta (por correo o en persona) a todas las partes. (Su carta a la corte tiene que decir que hizo la entrega.)

• ir al juicio y tratar de ganar el caso. Lleve testigos, recibos y cualquier prueba que necesite para probar su caso. Para asegurarse que los testigos vayan al juicio, llene el formulario SC-120 y el secretario emitirá una orden de comparecencia ordenándoles que se presenten.

• Demandar a la persona que lo demandó. Presenta el formulario SC-120, Reclamo del demandado. Hay fechas límite estrictas que debe seguir.

• Aceptar el reclamo del Demandante y pagar el dinero. O, si no puede pagar en ese momento, vaya al juicio y diga que quiere hacer los pagos.

• No ir al juicio y aceptar el fallo por falta de comparecencia. Si no llega a un acuerdo con el Demandante y no va al juicio (fallo por falta de comparecencia), el juez le puede cargar al Demandante lo que está reclamando más los costos de la corte. En ese caso, el Demandante legalmente puede tomar su dinero, su saldo o sus bienes para cobrar el fallo.

¿Qué ha de si necesita más tiempo?

Puede cambiar la fecha del juicio si:

- No puede ir a la corte en la fecha programada (fecha que pagar una cuota para aplazar el juicio), o
- No le entregarán los documentos legalmente (no recibió o orden para ir a la corte) por lo menos 14 días en la del juicio (60 días si vive fuera del condado), o
- Necesita más tiempo para conseguir intérprete. (Se permite un solo aplazamiento sin tener que pagar cuota para aplazar el juicio).

Pregúntele al secretario de reclamos menores sobre las reglas y las cuotas para aplazar un juicio. O llene el formulario SC-110 (o escriba una carta) y envíelo antes del plazo a la corte y a todas las otras personas que figuren en sus papelería de la corte. Adjunte un cheque para pagar los costos de la corte, a menos que le hayan dado una exención.

¿Lo necesita ayuda? El Asesor de Reclamos Menores de su condado le puede ayudar sin cargo:

Nombre: (119) 234-2471
East Division, 200 East Main Street, El Cajon, CA 92020
Central Division, 6200 Clairemont Drive, San Diego, CA 92120
North Division, 128 S. North Park, Suite 100, San Diego, CA 92101
South Division, 100 3rd Ave, Chula Vista, CA 91910

O vea "Ir formación por condado" en:

www.countinfo.ca.gov/bellhelp/esp/espclmmenors

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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

EVA SANDERS,) Case No. _____
v.)
UNITED STATES POSTAL SERVICE,)
Plaintiff,)
Defendant.)
CERTIFICATE OF SERVICE
BY U.S. MAIL

IT IS HEREBY CERTIFIED that:

10 I, Jill H. Brinton, am a citizen of the United States over the age of 18 years and a resident of San Diego
11 County, California; my business address is 880 Front Street, San Diego, California 92101-8893; I am
not a party to the above-entitled action; and

12 On April 18, 2008 I have made the below documents available for pick-up at San Diego, California, in the above-entitled action, the following:

Notice of Removal of Civil Action from Superior Court to Federal Court

addressed to the attorney of record,

**Eva Sanders, Pro Se
5027 University Avenue, #9
San Diego, CA 92105**

at the last known address.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on this day of **April 18, 2008**.

Jill H. Brinton

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The JS-44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON THE SECOND PAGE OF THIS FORM.)

(a) PLAINTIFFS

Eva Sanders

(b) COUNTY OF RESIDENCE OF FIRST LISTED PLAINTIFF
(EXCEPT IN U.S. PLAINTIFF CASES)

San Diego

(c) ATTORNEYS (FIRM NAME, ADDRESS, AND TELEPHONE NUMBER)

CAROL M. LEE
880 FRONT STREET, ROOM 6293
SAN DIEGO, CA 92101-8893
(619) 557-6235

II. BASIS OF JURISDICTION (PLACE AN X IN ONE BOX ONLY)

U.S. Government Plaintiff

Federal Question
(U.S. Government Not a Party)

U.S. Government

4 Diversity (Indicate Citizenship of Parties in Item III)

IV. CAUSE OF ACTION (CITE THE US CIVIL STATUTE UNDER WHICH YOU ARE FILING AND WRITE A BRIEF STATEMENT OF CAUSE. DO NOT CITE JURISDICTIONAL STATUTES UNLESS DIVERSITY).

Removal to Federal Court

V. NATURE OF SUIT (PLACE AN X IN ONE BOX ONLY)

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES
<input type="checkbox"/> 110 Insurance	<input type="checkbox"/> PERSONAL INJURY	<input type="checkbox"/> PERSONAL INJURY	<input type="checkbox"/> 610 Agriculture	<input type="checkbox"/> 400 State Reappointment
<input type="checkbox"/> Marine	<input type="checkbox"/> 310 Airplane	<input type="checkbox"/> 362 Personal Injury - Medical Malpractice	<input type="checkbox"/> 422 Appeal 28 USC 158	<input type="checkbox"/> 410 Antitrust
<input type="checkbox"/> Miller Act	<input type="checkbox"/> 315 Airplane Product	<input type="checkbox"/> 365 Personal Injury - Product Liability	<input type="checkbox"/> 423 Withdrawal 28 USC	<input type="checkbox"/> 430 Banks and Banking
<input type="checkbox"/> Negotiable Instrument	<input type="checkbox"/> 320 Assault, Libel & Slander	<input type="checkbox"/> 368 Asbestos Personal Product Liability	<input type="checkbox"/> PROPERTY RIGHTS	<input type="checkbox"/> 450 Commerce/ICC
<input type="checkbox"/> 150 Recovery of Enforcement of Judgment	<input type="checkbox"/> 330 Federal Employers' Liability	<input type="checkbox"/> 370 Other Fraud	<input type="checkbox"/> 820 Copyrights	<input type="checkbox"/> 460 Deportation
<input type="checkbox"/> 151 Medicare Act	<input type="checkbox"/> 340 Marine	<input type="checkbox"/> 371 Truth in Lending	<input type="checkbox"/> 830 Patent	<input type="checkbox"/> 470 Racketeer Influenced Corrupt Organizations
<input type="checkbox"/> 152 Recovery of Loans (Excl. Veterans)	<input type="checkbox"/> 345 Marine Product Liability	<input type="checkbox"/> 380 Other Personal Property Damage	<input type="checkbox"/> 840 Trademark	<input type="checkbox"/> 810 Selective Service
<input type="checkbox"/> 153 Recovery of Veterans Benefits	<input type="checkbox"/> 350 Motor Vehicle	<input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> SOCIAL SECURITY	<input type="checkbox"/> 850 Exchange
<input type="checkbox"/> 160 Stockholders Suits	<input type="checkbox"/> 355 Motor Vehicle Liability		<input type="checkbox"/> 861 HIA (13958)	<input type="checkbox"/> 875 Customer Challenge
<input checked="" type="checkbox"/> Other Contract	<input type="checkbox"/> 360 Other Personal		<input type="checkbox"/> 862 Black Lung (923)	<input type="checkbox"/> 891 Agricultural Acts
<input type="checkbox"/> 195 Contract Product			<input type="checkbox"/> 863 DIWC/DIWW (405(g))	<input type="checkbox"/> 892 Economic
REAL PROPERTY	CIVIL RIGHTS	PRISONER PETITIONS	<input type="checkbox"/> 864 SSID Title XVI	<input type="checkbox"/> 893 Environmental
<input type="checkbox"/> 210 Land Condemnation	<input type="checkbox"/> 441 Voting	<input type="checkbox"/> 510 Motions to Vacate	<input type="checkbox"/> 865 RTI (405(g))	<input type="checkbox"/> 894 Energy Allocation
<input type="checkbox"/> 220 Foreclosure	<input type="checkbox"/> 442 Employment	<input type="checkbox"/> 515 Habeas Corpus	<input type="checkbox"/> FEDERAL TAX SUITS	<input type="checkbox"/> 895 Freedom of
<input type="checkbox"/> 230 Rent Lease & Lessor	<input type="checkbox"/> 443	<input type="checkbox"/> 530 General	<input type="checkbox"/> 870 Taxes (U.S. or Defendant)	<input type="checkbox"/> 900 Appeal of Fee Under Equal Access to
<input type="checkbox"/> 240 Tort to Land	<input type="checkbox"/> 444 Welfare	<input type="checkbox"/> 535 Death Penalty	<input type="checkbox"/> 871 IRS - Third Party	<input type="checkbox"/> 950 Constitutionality of
<input type="checkbox"/> 245 Tort Product	<input type="checkbox"/> 440 Other Civil Rights	<input type="checkbox"/> 540 Mandamus & Other	<input type="checkbox"/> 26 USC 7609	<input type="checkbox"/> 890 Other Statutory
<input type="checkbox"/> 290 All Other Real		<input type="checkbox"/> 550 Civil Rights		
		<input type="checkbox"/> 555 Prisoner Conditions		

VI. ORIGIN (PLACE AN X IN ONE BOX ONLY)

1 Original Proceeding 2 Removal from State Court 3 Remanded from Appellate Court 4 Reinstated or Reopened 5 Transferred from another district (specify) 6 Multidistrict Litigation 7 Appeal to District Judge from Magistrate Judgment

VII. REQUESTED IN COMPLAINT: CHECK IF THIS IS A CLASS ACTION UNDER f.r.c.p. 23 DEMAND \$ Check YES only if demanded in complaint: YES NO JURY DEMAND: YES NO

VIII. RELATED CASE(S) IF ANY (See Docket Number)

DATE
4/18/08

SIGNATURE OF ATTORNEY OF RECORD
CAROL M. LEE, AUSA

FILED

PM 4:16

CLERK US DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

KNT

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED